

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-165544-002 SE

09/30/2014

COMMISSIONER BRIAN D. KAISER

CLERK OF THE COURT
N. McKinney
Deputy

STATE OF ARIZONA

MITCHELL S EISENBERG

v.

STEVEN KYLE DULEY (002)

GLENN ALLEN

APO-PLEAS-SE

PLEA AGREEMENT/CHANGE OF PLEA

10:03 a.m.

Courtroom CCB 804

State's Attorney:	Jonathan Plicht
Defendant's Attorney:	Kirk Lewis
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Court reviews the Plea Agreement with Defendant. The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review.

Defendant enters a plea of Guilty to the following:

OFFENSE: Count 1 (as amended) Aggravated Driving or Actual Physical Control While
Under the Influence of Intoxicating Liquor or Drugs
Class 4 Felony with Two Prior Felony Convictions
A.R.S. § 28-1381(A)(1), 28-1383(A)(1), 28-3001, 28-3304, 28-3305, 28-3315, 28-
1383(J), 28-1444, 28-1461, 13-601, 13-701, 13-702, 13-801
Date of Offense: 12/22/2012

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Non Dangerous - Repetitive

OFFENSE: Count 3 (as amended) Possession of Drug Paraphernalia
Class 6 Undesignated Felony

A.R.S. § 13-3401, 13-3407, 13-3415, 13-3416, 13-3418, 13-604, 13-610, 13-701, 13-702,
13-707, 13-801, 13-802, 13-901.01(F)

Date of Offense: 12/22/2012

Non Dangerous - Non Repetitive

Defendant acknowledges the existence of the following prior felony conviction(s):

Possession of a Narcotic Drug, a class 4 Non dangerous felony committed on 11/23/2007
and convicted on 3/14/2008 in Maricopa County Superior Court CR2007-175066-001.

Aggravated DUI, a class 4 Non Dangerous felony committed on 7/4/2006 and convicted
on 3/14/2008 in Maricopa County Superior Court CR2007-116355-001.

The Defendant was represented by counsel.

IT IS ORDERED accepting the plea.

IT IS ORDERED setting time for sentencing on 11/4/2014 at 8:30 a.m. before this
division.

IT IS FURTHER ORDERED that the following will be deemed submitted at the time of
sentencing: Motion To Dismiss Count 2 as reflected in the Plea Agreement.

IT IS ORDERED the Adult Probation Department shall prepare a Presentence Report,
and that Defendant shall report to the Adult Probation Department if not in custody.

IT IS ORDERED vacating any pending dates.

IT IS ORDERED pursuant to Rule 7.2 Defendant shall not be released on bail or own
recognizance.

10:25 a.m. Matter concludes.